

MESSAGE NO: 4337301 MESSAGE DATE: 12/03/2014

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE: COR-Correction

FR CITE: 79 FR 31298 FR CITE DATE: 06/02/2014

REFERENCE MESSAGE # (s): 2104305, 3200301, 4182301,
4178306, 4301301

CASE #(s): A-570-918

EFFECTIVE DATE: 06/02/2014 COURT CASE #:

PERIOD OF REVIEW: 10/01/2011 TO 09/30/2012

PERIOD COVERED: TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Correction of liquidation messages 4301301, dated 10/28/2014, and 4182301, dated 07/01/2014 concerning the antidumping duty order on steel wire garment hangers from the PRC (A-570-918)

1. This is a correction to message 4301301, dated 10/28/2014, and message 4182301, dated 07/01/2014 which was a correction to message 4301301.
2. In both previous messages, Commerce inadvertently did not include full information for certain exporters. Below is the fully corrected message.
3. For all shipments of steel wire garment hangers from the People's Republic of China (PRC) exported by the PRC-wide entity (A-570-918-000) entered, or withdrawn from warehouse, for consumption during the period 10/01/2011 through 9/30/2012, assess an antidumping liability equal to 187.25 percent of the entered value of subject merchandise, unless paragraph 6 applies.
4. In previous administrative reviews (see message numbers 2104305 and 3200301), Commerce determined that the below exporters were no longer eligible for a separate rate and were considered part of the PRC-wide entity. However, entries may have continued to enter under the respective case numbers A-570-918-023, A-570-918-024, A-570-918-025, A-570-918-026, A-570-918-027, A-570-918-028, A-570-918-029, A-570-918-031, A-570-918-032, and A-570-918-033 during the period 10/01/2011 through 9/30/2012.

Exporter: Shaoxing Meideli Metal Hanger Co., Ltd.

Exporter: Shaoxing Liangbao Metal Manufactured Co., Ltd.

Exporter: Shaoxing Zhongbao Metal Manufactured Co., Ltd.

Exporter: Shangyu Baoxiang Metal Manufactured Co., Ltd.

Exporter: Zhejiang Lucky Cloud Hanger Co., Ltd.

Exporter: Pu Jiang County Command Metal Products Co., Ltd.

Exporter: Shaoxing Shunji Metal Clotheshorse Co., Ltd.

Exporter: Jiaxing Boyi Medical Device Co., Ltd.

Exporter: Yiwu Ao-Si Metal Products Co., Ltd.

Exporter: Shaoxing Guochao Metallic Products Co., Ltd.

Additionally, in Commerce's final results, 79 FR 31298, 06/02/2014, Commerce determined that the following exporters are no longer eligible for a separate rate and are considered part of the PRC-wide entity:

Exporter: Shaoxing Dingli Metal Clotheshorse Co., Ltd.

Exporter: Shaoxing Gangyuan Metal Manufactured Co., Ltd.

Exporter: Shaoxing Andrew Metal Manufactured Co., Ltd.

Exporter: Shaoxing Tongzhou Metal Manufactured Co., Ltd.

Exporter: Ningbo Dasheng Hanger Ind. Co., Ltd.

Exporter: Shanghai Jianhai International Trade Co., Ltd.

Therefore, CBP shall liquidate entries of steel wire garment hangers from the PRC which were exported by all of the firms listed above in this paragraph and entered, or withdrawn from warehouse, for consumption during the period 10/01/2011 through 9/30/2012 in accordance with the instructions in paragraph 3 above for the PRC-wide entity. Entries of such merchandise may have also entered under the following case numbers:

A-570-918-019

A-570-918-020

A-570-918-021

A-570-918-022

A-570-918-023

A-570-918-024

A-570-918-025

A-570-918-026

A-570-918-027

A-570-918-028

A-570-918-029

A-570-918-030

A-570-918-031

A-570-918-032

A-570-918-033

A-570-918-034

5. The notice of lifting of suspension of liquidation for entries of subject merchandise covered by paragraphs 3 and 4 occurred with the publication of the final results of administrative review (79 FR 31298, 06/02/2014). Unless instructed otherwise, for all other shipments of steel wire garment

hangers from the PRC, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current cash deposit rates or per-unit amounts.

6. On 06/25/2014, the U.S. Court of International Trade issued a preliminary injunction enjoining liquidation of certain entries of merchandise which were exported by Hangzhou Yingqing Material Co. Ltd. and produced by Hangzhou Qingqing Mechanical Co. Ltd. that are subject to the antidumping duty order on steel wire garment hangers from the PRC (A-570-918) and were entered, or withdrawn from warehouse, for consumption during the period 10/01/2011 through 9/30/2012, which may have entered under (A-570-918-000). This preliminary injunction was issued in connection with court case number 14-00133 and enjoins liquidation of the entries which remain unliquidated as of 5 p.m. on 06/25/2014. See message 4178306, dated 06/27/2014. Accordingly, until further notice do not liquidate such entries of subject merchandise.

7. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties are required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

8. Upon assessment of antidumping duties, CBP shall require that the importer provide a reimbursement statement, as described in section 351.402(f)(2) of Commerce's regulations. The importer should provide the reimbursement statement prior to liquidation of the entry. If the importer certifies that it has an agreement with the producer, seller, or exporter, to be reimbursed antidumping duties, CBP shall double the antidumping duties in accordance with the above-referenced regulation. Additionally, if the importer does not provide the reimbursement statement prior to liquidation, reimbursement shall be presumed and CBP shall double the antidumping duties due. If an importer timely files a protest challenging the presumption of reimbursement and doubling of duties, consistent with CBP's protest process, CBP may accept the reimbursement statement filed with the protest to rebut the presumption of reimbursement.

9. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OV:JS.)

10. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party